

Before the  
**FEDERAL COMMUNICATIONS COMMISSION**

Washington, D.C. 20554

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DEC 17 1997  
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In The Matter of )  
 )  
Amendment of Section 73.202(b), ) MM Docket \_\_\_\_\_  
Table of Allotments, )  
FM Broadcast Stations ) RM \_\_\_\_\_  
(Verden, Oklahoma )

To:  
Chief, Allocations Branch  
Policy and Rules Division  
Mass Media Bureau

PETITION FOR RULE MAKING

Sandra Kimble, Individually ("KIMBLE"), hereby petitions the Commission to institute a Notice of Proposed Rule Making (NPRM) for the allocation of channel 293A to Verden, Oklahoma, as that Community's first FM broadcast service. KIMBLE gives the required verifications and also certifies that if the Commission allocates the channel, she, or an entity in which she participates, will file an application for construction permit.

CHANNEL 293A AT VERDEN QUALIFICATIONS

As shown by the attached channel study (Exhibit E, figure 1) channel 293A, when allocated to Verden, appears to have no short spacing to any known licensed facilities, proposed minor changes or proposed rule makings. It also appears that the nearest short spacing concerns are as

OJY  
MMB

follows: KGOU(FM), (channel 292A) Norman, Oklahoma, at 71.3°(Degrees) True; KKNGL(FM) (channel 293C3), Holdenville, Oklahoma, at 97.3°(Degrees) True, KQTZ, (channel 290C), Hobart, Oklahoma at 257.8°(channel 295C1)(Degrees) True, and KCLI (channel 295C1) Clinton, Oklahoma at 299.0° (Degrees) True. The intersecting of these minimum distance separation contours create the location area for a fully spaced antenna site for channel 293A at VERDEN.

Exhibit E, figure 2 is an attached map which shows the fully spaced site chosen for the instant rule making would cover 100% of the proposed city of license with a hypothetical 70 dBu F(50,50) contour. The distance shown for a class A facility (6 kW, 100 meters HAAT) is 16.2 kilometers (10.1 miles).

The map also shows the window available for the allocation of channel 293A to VERDEN. This shows that KIMBLE's proposed coordinates do not short-space any existing stations, construction permits, applications, or allocations.

In order to alleviate potential FAA problems, KIMBLE could possibly use an existing structure in excess of 300 feet AGL at a fully spaced reference site under Section 73.215. If the Commission allocates channel 293A to VERDEN as that community's first local aural service, antenna sites in the immediate area of the KIMBLE reference coordinates will be available without FAA obstruction concerns.

**VERDEN, OKLAHOMA**

VERDEN is located in Grady County, Oklahoma. It has local banking, a functioning school system, a public library, in addition to police and municipal service systems which give it the required indicia required by the Commission to be a community of license. According to the United States Census Bureau, VERDEN had a population of 546 persons on January 1, 1990. The community is recognized as Census Designated Area by the US Census Bureau. Information from the Oklahoma Secretary of State depicts that it has a functioning city government and has been an incorporated city for several years.

**PETITION SUMMARIZED**

The petition for the allocation of channel 293A at VERDEN can be SUMMARIZED as follows:

<b><u>COMMUNITY</u></b>	<b><u>PRESENT</u></b>	<b><u>PROPOSED</u></b>
VERDEN	-----	293A

No substitutions of channels in other markets or interruption of service are necessary for this allocation. Since there are no channel deletions or substitutions necessary for the allocation of channel 293A at VERDEN, it can be allotted and applications for a construction permit filed immediately.

### EXPRESSION OF INTEREST

KIMBLE hereby certifies that she is interested in the allocation of channel 293A at VERDEN and if the channel is allocated she, or an organization she which it participates, will timely file an application for construction permit. She further states that she, or an entity in which she is a participant, will construct and daily operate this station, if she is the successful applicant.

### PETITIONER'S PREFERENCE

KIMBLE is aware that talk in the "trade" lately has hinted that the Commission may institute a procedure commonly known as "petitioner's preference or finder's preference." This practice would, in essence, give a petitioner a preference when an application window was opened for an allocation. If this rule is implemented before the Commission takes action on the instant petition, KIMBLE respectfully requests a petitioner's preference.

### CONCLUSION

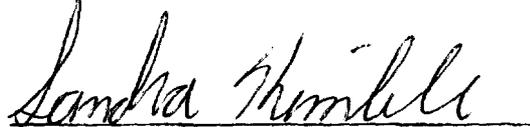
KIMBLE is petitioning the Commission to institute a Notice of Proposed Rule Making leading to the allocation of channel 293A at Verden, Oklahoma, as that community's first local service. This channel is available for allocation immediately, as it requires no deletions and/or substitutions in other communities. In addition, the allocation will require a site restriction of 1.84

kilometers at 263.30° (southwest from the community of license). KIMBLE certifies that she, or an entity in which she participates, will apply for the license at VERDEN if the channel is allocated.

**CERTIFICATION**

I, Sandra Kimble, Individually, Individually, Petitioner for the allocation of a new FM broadcast channel at Verden, Oklahoma, do hereby verify that the statements contained in this Petition for Rule Making are true and correct to the best of my knowledge and belief. I represent that this Petition is not filed for the purpose of impeding, obstructing or delaying determination on any other application or petition with which it may be in conflict.

Respectfully Submitted,  
SANDRA KIMBLE, INDIVIDUALLY



By: Sandra Kimble  
Individually

This 10<sup>th</sup> Day of December, 1997

Sandra Kimble, Individually  
1906 Mission Drive  
Garland, Texas 75042

ADDING CHANNEL 293A AT VERDEN, OKLAHOMA

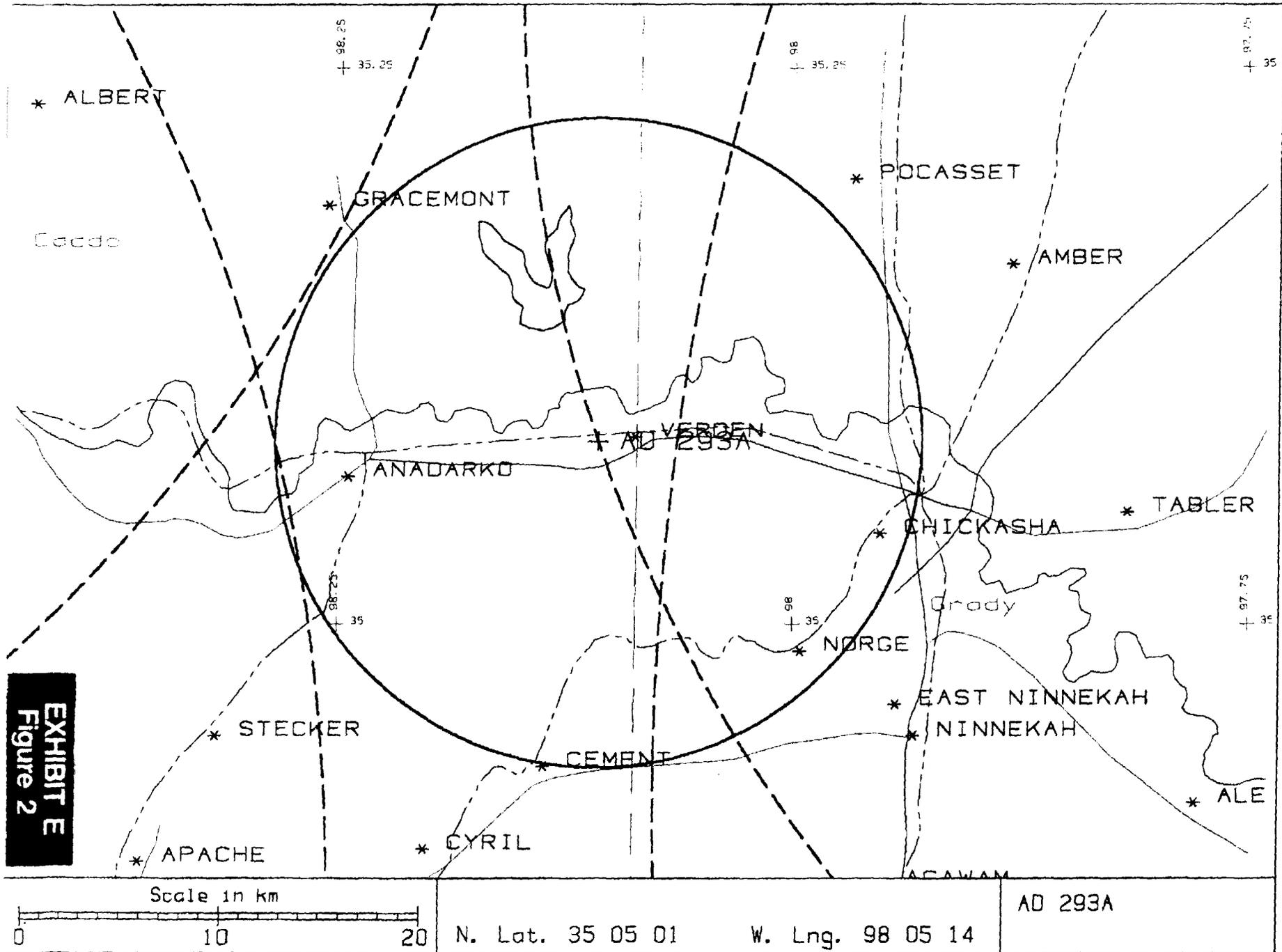
(1.84 km Site Restriction)

Reference  
Coordinates

35 04 54 N.  
98 06 26 W.

			Class A				Search Date
			Current	rules			12-08-97
			Channel	293 -106.5	MHz		
Call	Ch#	City	State	Bear'	Dist'	R'qrd	Margin
<b>Community of Verden</b>			<b>OK</b>	<b>83.3</b>	<b>1.84</b>		
Reference Coordinates:							
35-05-01							
98-05-14							
KGOU	292A	Norman	OK	71.3	72.00	72.0	0.00 *
KKNGFM	293C3	Holdenville	OK	97.3	145.89	142.0	3.89 *
KQTZ	290C	Hobart	OK	257.8	110.81	95.0	15.81
KCLIFM	295C1	Clinton	OK	299.0	91.52	75.0	16.52
ALOPEN	292C2	Wichita Falls	TX	197.8	139.00	106.0	33.00
KKNGFM	293A	Holdenville	OK	91.0	157.54	115.0	42.54
AD291	291A	Ratliff City	OK	136.9	77.41	31.0	46.41
KYQQ	293C	Arkansas City	KS	22.1	272.52	226.0	46.52

**EXHIBIT E**  
**Figure 1**



**EXHIBIT E**  
Figure 2

AD 293A